



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peter M. Bonutti

Examiner: TBA

Serial No.: 10/752,933

Group: Art Unit TBA

Filed: January 7, 2004

Docket: 2500 DIV II CON II DIV III CON VIII
(203-3515 DIV II CON II DIV III CON VIII)

For: FLUID OPERATED
RETRACTORS

Dated: March 22, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:


Pursuant to applicant's continuing duty of disclosure, it is respectfully requested that the disclosures cited in the annexed Form PTO-1449 be considered by the Examiner and made of record in the above-identified application.

The references listed were previously cited and submitted in the parent application, U.S. Application Serial No. 10/662,923 filed September 15, 2003. In accordance with 37 C.F.R. §1.98(d) and 35 U.S.C. §120, copies of the references can be obtained in the above-identified application.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 22, 2004.

Dated: March 22, 2004


Dana A. Brussel

The citation of the listed items is not a representation that they constitute a complete or exhaustive listing of the relevant art or that the references are prior art. The items listed are submitted in good faith, but are not intended to substitute for the Examiner's search. It is hoped, however, that in addition to apprising the Examiner of these particular items, they will assist in identifying fields of search and in making as full and complete a search as possible.

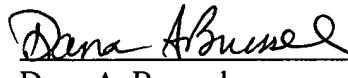
The filing of this information disclosure statement is not an admission that the information cited herein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

- ☒ [X] This information disclosure statement is being filed within three (3) months of the filing date of this application.
- ☐ [] This information disclosure statement is being filed within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application.
- ☐ [] To the best of Applicant(s) knowledge, this information disclosure statement is being filed before the date of mailing of a first Office Action on the merits in connection with this case.
- ☐ [] Enclosed herewith is a certificate under 37 C.F.R. §1.97(e)(1).
- ☐ [] Enclosed herewith is a petition under 37 C.F.R. §1.97(d)(ii).
- ☐ [] Enclosed by check is the petition fee of \$130.00. (37 C.F.R. §1.17(i)(1))
- ☐ [] Please charge the \$130.00 petition fee to Deposit Account No. **50-2140**.

- ☐ Enclosed by check is the \$180.00 fee required by 37 C.F.R. §1.17(p).
- ☐ Please charge the \$180.00 fee required by 37 C.F.R. §1.17(p) to Deposit Account No. 50-2140.
- ☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account 50-2140. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 50-2140 therefor. **TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.**

The claims of the application as now presented are believed to patentably distinguish over the prior art and to be in condition for allowance. Early and favorable consideration of the case is respectfully requested.

Respectfully submitted,


Dana A. Brussel
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DAB/jjp



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**INFORMATION DISCLOSURE CITATION
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U.S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	1,863,057	Jun., 1932	Innes			
	1,909,967	May., 1933	Jones			
	2,854,983	Oct., 1958	Baskin			
	2,936,760	May., 1960	Gants			
	3,039,468	Jun., 1962	Price			
	3,253,594	May., 1966	Matthews et al.			
	3,397,699	Aug., 1968	Kohl			
	3,417,745	Dec., 1968	Sheldon			
	3,459,175	Aug., 1969	Miller			
	3,495,586	Feb., 1970	Regenbogen			
	3,774,596	Nov., 1973	Cook			
	3,800,788	Apr., 1974	White			
	3,882,852	May., 1975	Sinnreich			
	3,915,171	Oct., 1975	Shermeta			
	4,077,412	Mar., 1978	Moossun			
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	4,177,814	Dec., 1979	Knepshild et al.			
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Form PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION (Use several sheets if necessary)	Docket Number (Optional) 2500 DIV II CON II DIV III CON VIII (203-3515 DIV II CON II DIV III CON VIII)	Application Number 10/752,933
	Applicant Peter M. Bonutti	
	Filing Date January 7, 2004	Group Art Number TBA

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Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	4,589,686	May., 1986	Dretler			
	4,608,965	Sep., 1986	Anspach, Jr. et al.			
	4,610,662	Sep., 1986	Weikl et al.			
	4,615,704	Oct., 1986	Frisch			
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	4,798,205	Jan., 1989	Bonomo et al.			
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	4,802,479	Feb., 1989	Haber et al.			
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	5,041,093	Aug., 1991	Chu			
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	5,163,949	Nov., 1992	Bonutti			
	5,514,091	May., 1996	Yoon			

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FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Subclass	Translation	
						Yes	No
	2,580,504	Oct., 1986	FR				
	1,323,090	Jul., 1987	SU				
	594,960	Mar. 1978	SU				

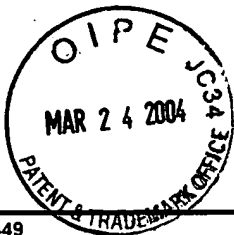
OTHER DOCUMENTS

	Rafael Cinelli, M.D., "The Inflatable Silastic Bag: A Practical Device that Simplifies Augmentation Mammoplasty." From the Division of Plastic Surgery, Department of Surgery, at the Maimonides Medical Center and Medical Arts Center of New York.
	Bruce M. Rigg, M.D., "Inflatable Device for Intraoperative Use During Augmentation Mamaplasty."-- Reconstructive Surgery, May 1982.
	Gordon H. Sasaki, M.D., "Intraoperative Sustained Limited Expansion (ISLE) as an Immediate Reconstructive Technique." Clinics in Plastic Surgery--vol. 14, No. 3, Jul. 1987.
	Gordon H. Sasaki, M.D., "Intraoperative Expansion.TM. as an Immediate Reconstructive Technique." Facial Plastic Surgery, 5:4, Jul. 1988.
	Declaration of Bela S. Denes, M.D., in Support of GSI's Opposition to Origin's Motion for Summary Judgment of Invalidity.
	Declaration of John H. Payne, M.D., in Support of GSI's Opposition to Origin's Motion for Summary Judgment of Invalidity.
	Declaration of Rafael Cinelli, M.D., in Support of GSI's Opposition to Origin's Motion for Summary Judgment of Invalidity.
	Rebuttal Expert Report of John H. Payne, M.D.
	Rebuttal Expert Report of Rafael Cinelli, M.D.

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OTHER DOCUMENTS

Expert Report of Ernest K. Manders, M.D., executed date Dec. 1, 1997.

Expert Report of Guy Voeller, M.D., executed date Dec. 1, 1997.

Declaration of Guy Voeller in Support of Origin's Motion for Summary Judgment of Invalidity Sanchez et al., "Anclaje cervical endoscopico. Nuevo tratamiento para la incontinencia de esfuerzo." Arch. Esp. de urol., 41.2 (127-130), 1988--(English translation attached).

Maxwell D18214, "Immediate Intraoperative Expansion in Augmentation Mammoplasty." (Videotape).

"Nasal Reconstruction with the Rapidly Expanded Forehead Flap," Laryngoscope, 99:1096-1098, Henry T. Hoffman, M.D., and Shan H. Baker, M.D.

Retroperitoneoscopy: A Preliminary Report, R. Wittmoser, pp. 760-761.

Stress Incontinence: A New Endoscopic Approach, Dr. Sanchez de Badajoz Chammorro et al., Urology, vol. 36, No. 5, pp. 403-405.

Order Denying Plaintiff General Surgical Innovations, Inc.'s Motion for Partial summary Judgment of Claim 3 or U.S. Patent No. 5,514,153.

Declaration of Edward L. Felix, M.D., in Support of origin's Opposition to GSI's Motion for Partial Summary Judgment.

Uretropexia Laparoscopia, Arch. Esp. de Urol. 46, 7 (642-644) 1993 (With English Translation).

Urethropexia Laparoscopica Extraperitoneal, Arch. Esp. de Urol. 47.4 (415-418) 1994 (English Translation Attached).

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